

PTO/SB/21 (09-04)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

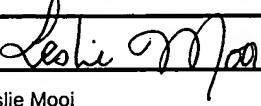
Total Number of Pages in This Submission

|  |   |
|--|---|
| Application Number                       | 10/028,410                                  |
| Filing Date                              | December 19, 2001                           |
| First Named Inventor                     | Yves Dubaque                                |
| Art Unit                                 | 1647  |
| Examiner Name                            | Bunner, Bridget E.                          |
| Total Number of Pages in This Submission | Attorney Docket Number<br>39766-0131 R1-1D1 |

### ENCLOSURES (Check all that apply)

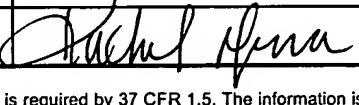
|  |   |  |
|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate)<br><input type="checkbox"/> Fee Attached<br><br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final Declaration under 37 CFR 1.131 and exhibits<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Declaration and Power of Attorney<br><input type="checkbox"/> Statement Under 37 CFR 3.73(b)<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> Statement under 37 CFR 1.821-1.825<br><input type="checkbox"/> 1 paper copy & 1 diskette | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>return postcard |
| <b>Remarks</b><br>The Commissioner is authorized to charge any additional fees which may be required, including petition fees and extension of time fees to Deposit Account No. 08-1641.   |   |  |

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |   |          |        |
|--------------|---|----------|--------|
| Firm Name    | Heller Ehrman White & McAuliffe LLP   |          |        |
| Signature    |  |          |        |
| Printed name | Leslie Mena   |          |        |
| Date         | January 24, 2005  | Reg. No. | 37,047 |

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as EXPRESS mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:  
 EXPRESS MAIL NO.: EL 977 673 665 US

|                       |   |  |                  |
|-----------------------|---|--|------------------|
| Signature             | Rachel Mena   |  |                  |
| Typed or printed name |  |  | Date             |
|                       |   |  | January 24, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

# COMBINED FEE TRANSMITTAL for FY 2005

*Effective 12/08/2004. Patent fees are subject to annual revision.*

PTO/SB/17 (12-04) (Revised) (For payment of 37 CFR 1.17 fees including (f), (g), (h), & (i))

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 1230)

JAN 24 2005

*Complete if Known*

|                      |                    |
|----------------------|--------------------|
| Application Number   | 10/028,410         |
| Filing Date          | December 19, 2001  |
| First Named Inventor | Yves Dubaque       |
| Examiner Name        | Bunner, Bridget E. |
| Art Unit             | 1647               |
| Attorney Docket No.  | 39766-0131 R1-1D1  |

## METHOD OF PAYMENT (check one)

|                                |                                      |                                      |                                |  |
|--------------------------------|--------------------------------------|--------------------------------------|--------------------------------|--|
| <input type="checkbox"/> Check | <input type="checkbox"/> Credit card | <input type="checkbox"/> Money Order | <input type="checkbox"/> Other | <input checked="" type="checkbox"/> None |
|--------------------------------|--------------------------------------|--------------------------------------|--------------------------------|--|

Deposit Account Number: 08-1641

Deposit Account Name: Heller Ehrman White & McAuliffe LLP

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below
- Credit any overpayments and charge any deficiencies
- Charge any additional fee(s) during the pendency of this application
- Charge fee(s) indicated below, except for the filing fee to the deposit account

## FEE CALCULATION (continued)

|   |                      |
|---|----------------------|
| <b>4. PETITION FEES UNDER 37 CFR 1.17 (f)</b><br>Fee Code: 1462 Fee \$ 400 For petitions filed under:<br>§ 1.53(e); § 1.57(a); § 1.182; § 1.183; § 1.378(e); § 1.741(b)   | <b>Fee Paid</b><br>0 |
| <b>5. PETITION FEES UNDER 37 CFR 1.17 (g)</b><br>Fee Code: 1463 Fee \$ 200 For petitions filed under:<br>§ 1.12; § 1.14; § 1.47; § 1.59; § 1.103(a); § 1.136(b); § 1.295; § 1.296; § 1.377; § 1.550(c); § 1.956; § 5.12; § 5.15; § 5.25   | <b>Fee Paid</b><br>0 |
| <b>6. PETITION FEES UNDER 37 CFR 1.17 (h)</b><br>Fee Code: 1464 Fee \$ 130 For petitions filed under:<br>§ 1.19(g); § 1.84; § 1.91; § 1.102(d); § 1.138(c); § 1.313; § 1.314  | <b>Fee Paid</b><br>0 |
| <b>7. PROCESSING FEES UNDER 37 CFR 1.17 (i)</b><br>Fee Code: 1808 (1803 for § 1.221) Fee \$ 130 For petitions filed under:<br>§ 1.28(c)(3); § 1.41; § 1.48; § 1.52(d); § 1.53(b)(3); § 1.55; § 1.99(e); § 1.103(b); § 1.103(c); § 1.103(d); § 1.217; § 1.221; § 1.291(c)(5); § 1.497(d); § 3.81 | <b>Fee Paid</b><br>0 |

## FEE CALCULATION

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

|                     | FILING FEES     |                       | SEARCH FEES     |                       | EXAMINATION FEES |                       |                |
|---------------------|-----------------|-----------------------|-----------------|-----------------------|------------------|-----------------------|----------------|
| Application Type    | Entity Fee (\$) | Small Entity Fee (\$) | Entity Fee (\$) | Small Entity Fee (\$) | Entity Fee (\$)  | Small Entity Fee (\$) | Fees Paid (\$) |
| Utility             | 300             | 150                   | 500             | 250                   | 200              | 100                   |                |
| Design              | 200             | 100                   | 100             | 50                    | 135              | 65                    |                |
| Plant               | 200             | 100                   | 300             | 150                   | 160              | 80                    |                |
| Reissue             | 300             | 150                   | 500             | 250                   | 600              | 300                   |                |
| Provisional         | 200             | 100                   | 0               | 0                     | 0                | 0                     |                |
| <b>SUBTOTAL (1)</b> |                 |                       |                 |                       |                  |                       | \$ 0           |

### 2. EXTRA CLAIM FEES

| Entity Fee (\$) | Small Entity Fee (\$) | Fee Description   |
|-----------------|-----------------------|---|
| 50              | 25                    | Each claim in excess of 20 or, for Reissues, each claim in excess of 20 and more than in the original patent    |
| 200             | 100                   | Each Independent claim in excess of 3 or, for Reissues, each independent claim more than in the original patent |
| 360             | 180                   | Multiple dependent claim, if not already paid   |

### Extra Claims Fee from above Fee Paid

|                    |    |         |   |   |     |   |     |
|--------------------|----|---------|---|---|-----|---|-----|
| Total Claims       | 24 | -20** = | 4 | x | 50  | = | 200 |
| Independent Claims | 5  | -3** =  | 2 | x | 200 | = | 400 |

\*\*or number previously paid, if greater; For Reissues see below

Multiple Dependent

|  |  |   |                     |
|--|--|---|---------------------|
|  |  | = |                     |
|  |  |   | <b>SUBTOTAL (2)</b> |

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof (round up to the a whole number). See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets        | Extra Sheets | Number of each additional 50 | Fee (\$)    | Small Entity Fee (\$) |
|---------------------|--------------|------------------------------|-------------|-----------------------|
| -100 =              | 1900/50 =    |                              | x 250       | OR x 125              |
| <b>SUBTOTAL (3)</b> |              |                              | <b>\$ 0</b> |                       |

## SUBMITTED BY

|                   |                    |                                   |                  |              |                |
|-------------------|--------------------|-----------------------------------|------------------|--------------|----------------|
| Name (Print/Type) | Leslie Moon        | Registration No. (Attorney/Agent) | 37,047           | Telephone    | (650) 324-7000 |
| Signature         | <i>Leslie Moon</i> | Date                              | January 24, 2005 | Customer No. | 25213          |

\* Reduced by Basic Filing Fee Paid